

Federal Communications Commission

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
)  
Dimond Mini Storage )  
Anchorage, Alaska )  
)

File No.: EB-08-AN-0104

Citation No.: C200932780002

CITATION

Released: January 7, 2009

By the Resident Agent, Anchorage Resident Agent Office, Western Region, Enforcement Bureau:

1. This is an Official Citation issued pursuant to Section 503(b)(5) of the Communications Act of 1934, as amended ("Act"),<sup>1</sup> to Dimond Mini Storage for violation of Section 15.5(b) of the Commission's Rules ("Rules").<sup>2</sup>

2. On October 31, 2008, an agent from the Enforcement Bureau's Anchorage Resident Agent Office Anchorage Office, in response to a complaint from a licensee concerning interference on 2305-2315 MHz and 2350-2360 MHz, located the interfering signals, emanating from a cluster of wireless cameras monitoring the vehicle storage lot south of the main office and storage buildings identified as Dimond Mini Storage located at 7741 Brayton Drive, Anchorage, Alaska.

3. On November 5, 2008 an agent from the Anchorage Office, in coordination with the technician/installer of the wireless camera system verified by on-off testing, the wireless transmitters' operation in the 2400 MHz band.

4. Section 15.5(b)<sup>3</sup> of the Rules state "[o]peration of an intentional, unintentional, or incidental radiator is subject to the conditions that no harmful interference is caused..."<sup>4</sup> Dimond Mini Storage's operation of the suspect transmitters violates this section.

5. Violations of the Act or the Commission's Rules may subject the violator to substantial monetary forfeitures,<sup>5</sup> seizure of equipment through *in rem* forfeiture action, and criminal sanctions, including imprisonment.<sup>6</sup>

<sup>1</sup> 47 U.S.C. § 503(b)(5).

<sup>2</sup> 47 C.F.R. § 15.5(b).

<sup>3</sup> 47 C.F.R. § 15.5(b).

<sup>4</sup> 47 C.F.R. § 15.5(b).

<sup>5</sup> 47 C.F.R. § 1.80(b)(3).

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6. Dimond Mini Storage may request an interview at the closest FCC Office, which is Federal Communications Commission, 11410 NE 122<sup>nd</sup> Way, Room 312, Kirkland, WA 98034-6927.<sup>7</sup> Dimond Mini Storage may contact this office by telephone, (XXX) XXXX-XXXX to schedule this interview, which must take place within 14 days of this Citation. Dimond Mini Storage may also submit a written statement to the above address within 14 days of the date of this Citation. Any written statements should specify what actions have been taken to correct the violation outlined above. Please reference file number EB-08-AN-0104 when corresponding with the Commission.

7. Any statement or information provided by you may be used by the Commission to determine if further enforcement action is required.<sup>8</sup> Any knowingly or willfully false statement made in reply to this Citation is punishable by fine or imprisonment.<sup>9</sup>

8. **IT IS ORDERED** that copies of this Citation shall be sent by First Class U.S. Mail and Certified Mail, Return Receipt Requested to Dimond Mini Storage, at its address of record.

**FEDERAL COMMUNICATIONS COMMISSION**

David J. Charlton  
Resident Agent, Anchorage Resident Agent Office  
Western Region  
Enforcement Bureau

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<sup>6</sup> 47 U.S.C. §§ 401, 501, 503, 510.

<sup>7</sup> 47 U.S.C. § 503(b)(5).

<sup>8</sup> See Privacy Act of 1974, 5 U.S.C. § 552a(e)(3).

<sup>9</sup> See 18 U.S.C. § 1001 *et seq.*